

**MONDAY, APRIL 13, 1987**

**THIRTY-SECOND LEGISLATIVE DAY**

The House met at 5:00 p.m. and was called to order by Mr. Speaker Murray.

The proceedings were opened with prayer by Brother Carroll J. Hickman, Lynchburg Church of Christ, Lynchburg, Tennessee.

Mr. Speaker Murray led the House in the Pledge of Allegiance to the Flag.

The roll call was taken with the following results:

Present ..... 94

Representatives present were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Naifeh, Nance, Napier, Odom, Peroulas, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--94.

The Speaker announced that Representative Long was excused because of business.

The Speaker announced that Representative Moore (Shelby) was excused because of business.

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**RECESS**

On motion of Mr. Tanner, the House recessed for the purpose of presenting House Resolution No. 10 and honoring Mr. Tandy Rice.

The recess having expired, the House was called to order by Mr. Speaker Murray.

On motion, the roll call was dispensed with.

**MESSAGE FROM THE GOVERNOR**

**MR. SPEAKER:**

I am directed by the Governor to return herewith: House Joint Resolution No. 156 with his approval.

DAVID H. WELLES,  
Counsel to the Governor.

**ENROLLED BILLS**

**MR. SPEAKER:**

Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bills Nos. 156, 206, 218, 219, 360, 362, 750, 993, 1059, 1135, 1190 and 1248; House Resolutions Nos. 26, 28 and 29; and House Joint Resolutions Nos. 172, 184, 187, 188, 189, 190, 191, 193, 195, 196, 199 and 200; and find same correctly enrolled and ready for the signatures of the Speakers.

MARILYN EVELYN HAND,  
Chief Engrossing Clerk.

**SIGNED**

The Speaker announced that he had signed the following: House Bills Nos. 156, 206, 218, 219, 360, 362, 750, 993, 1059, 1135, 1190 and 1248; House Joint Resolutions Nos. 172, 184, 187, 188, 189, 190, 191, 193, 195, 196, 199 and 200; and House Resolutions Nos. 26, 28 and 29.

**MESSAGE FROM THE GOVERNOR**

**MR. SPEAKER:**

I am directed by the Governor to return herewith: House Bill No. 1216 without his signature.

DAVID H. WELLES,  
Counsel to the Governor.

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The Honorable Ed Murray  
Speaker of the House  
19 Legislative Plaza  
Nashville, TN 37219

Dear Speaker Murray:

I am returning herewith House Bill 1216 without my signature.

This local bill allows a municipality to impose impact fees upon new land development. I am philosophically opposed to such impact fees.

Sincerely,

Ned McWherter

NM/dhw/cl

Mr. DePriest moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 258 out of order, which motion prevailed.

House Joint Resolution No. 258--Honoring Vanderbilt University Football Team--By Phillips and DePriest.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. DePriest, the resolution was adopted.

A motion to reconsider was tabled.

Mr. DePriest moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 259 out of order, which motion prevailed.

House Joint Resolution No. 259--Honoring Kansas City Chiefs--By Phillips and DePriest.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. DePriest, the resolution was adopted.

A motion to reconsider was tabled.

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CALENDAR

Mr. Napier moved that House Bill No. 550 be placed on the Calendar for Monday, April 27, 1987 which motion prevailed.

Ms. Bushing moved that House Bill No. 624 be re-referred to the Committee on Calendar and Rules, which motion prevailed.

Mr. Swann moved that House Bill No. 107 be placed on the Calendar for Wednesday, April 22, 1987, which motion prevailed.

House Bill No. 447--Joint Custody Minor Children.

On motion, House Bill No. 447 was made to conform with Senate Bill No. 499.

On motion, Senate Bill No. 499, on same subject, was substituted for House Bill No. 447.

Mr. Scruggs moved that Senate Bill No. 499 be passed on third and final consideration.

Mr. Scruggs moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 499 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

Section \_\_\_\_ . If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to that end the provisions of this act are declared to be severable.

On motion, the amendment was adopted.

Mr. Scruggs moved the previous question, which motion prevailed by the following vote:

Ayes .....	69
Noes .....	19

Representatives voting aye were: Bell, Bewley, Bivens, Buck, Burnett, Byrd, Cain, Chiles, Collier, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DePriest, Ellis, Frensley, Gaia, Garrett, Good, Hassell, Hawkins, Head, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy,

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Jared, Kent, Kernell, Kisber, Lawson, McAfee, Miller, Moore (Lawrence), Nance, Napier, Odom, Peroulas, Phillips, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Tanner, Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--69.

Representatives voting no were: Clark, Coffey, DeBerry, Dixon, Drew, Duer, Harrill, Henry, Herron, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Love, May, Montgomery, Moody, Pruitt, Purcell and Robinson (Hamilton)--19.

Thereupon Senate Bill No. 499, as amended, passed its third and final consideration by the following vote:

Ayes .....	70
Noes .....	23
Present and not voting .....	1

Representatives voting aye were: Bewley, Bivens, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Collier, Copeland, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DePriest, Ellis, Frensley, Garrett, Good, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jared, Kent, Kernell, Lawson, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Napier, Odom, Peroulas, Phillips, Purcell, Rhinehart, Ridgeway, Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Starnes, Swann, Tankersley, Tanner, Turner, L. (Shelby), Ussery, Webb, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Yelton and Mr. Speaker Murray--70.

Representatives voting no were: Bell, Bragg, Clark, Coffey, DeBerry, Dixon, Drew, Duer, Gaia, Harrill, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kisber, Love, Naifeh, Nance, Pruitt, Robinson (Davidson), Robinson (Hamilton), Stallings, West and Wood--23.

Representative present and not voting was: Crain--1.

A motion to reconsider was tabled.

House Bill No. 646--Boat Companies Alcoholic Beverages.

On motion, House Bill No. 646 was made to conform with Senate Bill No. 148.

On motion, Senate Bill No. 148, on same subject, was substituted for House Bill No. 646.

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Mr. Ussery moved that Senate Bill No. 148 be passed on third and final consideration.

Mr. Miller moved to amend as follows:

**AMENDMENT NO. 1**

Amend Senate Bill No. 148 by deleting Section 2 of the printed bill (the effective date section) and substituting the following:

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 148, as amended, passed its third and final consideration by the following vote:

Ayes .....	68
Noes .....	21
Present and not voting .....	3

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Cain, Chiles, Clark, Coffey, Collier, Crain, Curlee, Davidson, Davis (Cocke), Davis (Knox), DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Hassell, Head, Hillis, Huskey, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, Kisber, Love, May, Miller, Montgomery, Moody, Naifeh, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Starnes, Tanner, Turner (Hamilton), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix and Mr. Speaker Murray--68.

Representatives voting no were: Byrd, Copeland, Cross, Davis (Gibson), Harrill, Hawkins, Henry, Herron, Hobbs, Holcomb, Holt, Hurley, Ivy, McAfee, Moore (Lawrence), Nance, Stafford, Stallings, Tankersley, Wolfe and Wood--21.

Representatives present and not voting were: Good, Swann and Yelton--3.

A motion to reconsider was tabled.

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House Bill No. 648--Punishment vehicular homicide.

On motion, House Bill No. 648 was made to conform with Senate Bill No. 870.

On motion, Senate Bill No. 870, on same subject, was substituted for House Bill No. 648.

Mr. Ussery moved that Senate Bill No. 870 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes .....	91
Noes .....	0
Present and not voting .....	2

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensey, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moore (Lawrence), Naifeh, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--91.

Representatives present and not voting were: Moody and Nance--2.

A motion to reconsider was tabled.

House Bill No. 651--Taxation alcoholic beverages.

On motion, House Bill No. 651 was made to conform with Senate Bill No. 923.

On motion, Senate Bill No. 923, on same subject, was substituted for House Bill No. 651.

Mr. Ussery moved that Senate Bill No. 923 be passed on third and final consideration, which motion prevailed by the following vote:

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Ayes .....	74
Noes .....	16
Present and not voting .....	3

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Cain, Chiles, Clark, Coffey, Collier, Crain, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Harrill, Hassell, Hawkins, Head, Henry, Hillis, Hurley, Huskey, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, May, Miller, Montgomery, Moody, Naifeh, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Washington), Scruggs, Severance, Stafford, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Wix and Mr. Speaker Murray--74.

Representatives voting no were: Byrd, Copeland, Cross, Herron, Hobbs, Holcomb, Holt, Ivy, Jackson, Lawson, McAfee, Moore (Lawrence), Stallings, Winningham, Wolfe and Wood--16.

Representatives present and not voting were: Good, Robinson (Hamilton) and Yelton--3.

A motion to reconsider was tabled.

House Bill No. 516--Expands coverage by TCRS.

On motion, House Bill No. 516 was made to conform with Senate Bill No. 635.

On motion, Senate Bill No. 635, on same subject, was substituted for House Bill No. 516.

Mr. Starnes moved that Senate Bill No. 635 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes .....	96
Noes .....	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt,



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Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--96.

A motion to reconsider was tabled.

House Bill No. 554--ERISA covered employee plan.

Mr. Starnes moved that House Bill No. 554 be passed on third and final consideration.

Mr. Starnes moved to amend as follows:

**AMENDMENT NO. 1**

Amend House Bill No. 554 by deleting in their entirety the second, third and fourth preambles, and by substituting instead the following:

WHEREAS, insurers are indemnifying employee welfare benefit plans; and

WHEREAS, there is a need for procedures at the state level to assure the citizens of this state that any employee welfare benefit plan which is indemnified by any insurance company is providing the citizens of this state who are employed by such companies all insurance benefits to which they are entitled; now, therefore,

AND FURTHER AMENDED by deleting from Section 1 the language beginning with the word "Each" and ending with the figures and punctuation "1144", and by substituting instead the following:

Each plan which purchases a contract of insurance which provides for indemnification of claims made by plan participants, except in the event of a catastrophic loss,

AND FURTHER AMEND by deleting item (5) subsection (a) of Section 2 in its entirety and by substituting instead the following:

(5) An attached copy of any indemnity supplemental insurance that insures the plan benefits, with disclosure of the point at which the indemnity insurance begins coverage of those plan benefits.

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AND FURTHER AMENDED by deleting from Section 4 the words and figures "one hundred dollars (\$100)", and by substituting instead the words and figures "one thousand dollars (\$1,000)".

On motion, the amendment was adopted.

Thereupon, House Bill No. 554, as amended, passed its third and final consideration by the following vote:

Ayes .....	77
Noes .....	18

Representatives voting aye were: Bell, Bewley, Bivens, Buck, Burnett, Bushing, Byrd, Cain, Clark, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Hassell, Hawkins, Herron, Hillis, Holcomb, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, May, McAfee, Miller, Montgomery, Nance, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Stallings, Starnes, Tanner, Turner (Hamilton), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wood, Yelton and Mr. Speaker Murray--77.

Representatives voting no were: Bragg, Chiles, Coffey, Harrill, Head, Henry, Hobbs, Holt, Lawson, Moody, Moore (Lawrence), Naifeh, Napier, Scruggs, Stafford, Swann, Tankersley and Wolfe--18.

A motion to reconsider was tabled.

House Bill No. 217--Personnel Recruiting Services Board.

On motion, House Bill No. 217 was made to conform with Senate Bill No. 76.

On motion, Senate Bill No. 76, on same subject, was substituted for House Bill No. 217.

Mr. King moved that Senate Bill No. 76 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes .....	89
Noes .....	7

Representatives voting aye were: Bell, Bivens, Buck, Burnett, Bushing,

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Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moore (Lawrence), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--89.

Representatives voting no were: Bewley, Bragg, Head, Ivy, Moody, Rhinehart and Winningham--7.

A motion to reconsider was tabled.

House Bill No. 220--Board of Licensing Contractors.

On motion, House Bill No. 220 was made to conform with Senate Bill No. 415.

On motion, Senate Bill No. 415, on same subject, was substituted for House Bill No. 220.

Mr. King moved that Senate Bill No. 415 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes .....	87
Noes .....	8

Representatives voting aye were: Bell, Bivens, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Jackson, Jared, Jones, R. (Shelby), Kent, Kernell, King, Kisber, Love, May, McAfee, Miller, Montgomery, Moore (Lawrence), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Williams, Winningham, Wix, Wolfe, Wood and Mr. Speaker Murray--87.

Representatives voting no were: Bewley, Bragg, Harrill, Ivy, Lawson, Moody, Whitson and Yelton--8.

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A motion to reconsider was tabled.

House Bill No. 953--Rental payments.

Mr. Starnes moved that House Bill No. 953 be passed on third and final consideration.

Mr. Tanner moved to amend as follows:

**AMENDMENT NO. 1**

Amend House Bill No. 953 by deleting all the language following the enacting clause in its entirety, and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 66-28-201(e), is amended by deleting sub-division (1) in its entirety, and by substituting instead the following:

No charge or fee for the late payment of rent due from a tenant in a public housing project shall be assessed such tenant.

SECTION 2. Tennessee Code Annotated, Section 66-28-201(e)(2), is amended by deleting the words and figures "three hundred thousand (300,000)", and by substituting instead the words and figures "three hundred twenty thousand (320,000)".

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, the amendment was adopted.

Thereupon, House Bill No. 953, as amended, passed its third and final consideration by the following vote:

Ayes .....	92
Noes .....	1

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Huskey, Ivy, Jackson, Jared, Kent, Kernell, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Naifeh, Nance,

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Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--92.

Representative voting no was: Hurley--1.

A motion to reconsider was tabled.

House Bill No. 221--Office of Business Enterprise.

On motion, House Bill No. 221 was made to conform with Senate Bill No. 416.

On motion, Senate Bill No. 416, on same subject, was substituted for House Bill No. 221.

Mr. King moved that Senate Bill No. 416 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes .....	89
Noes .....	2
Present and not voting .....	1

Representatives voting aye were: Bell, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Kent, Kernell, King, Kisber, Love, May, McAfee, Miller, Montgomery, Moore (Lawrence), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--89.

Representatives voting no were: Bewley and Moody--2.

Representative present and not voting was: Coffey--1.

A motion to reconsider was tabled.

House Bill No. 222--African Affairs.

On motion, House Bill No. 222 was made to conform with Senate Bill No. 417.

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On motion, Senate Bill No. 417, on same subject, was substituted for House Bill No. 222.

Mr. King moved that Senate Bill No. 417 be passed on third and final consideration.

Mr. Love moved to amend as follows:

**AMENDMENT NO. 1**

Amend Senate Bill No. 417 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

SECTION \_\_\_\_ Tennessee Code Annotated, Section 49-8-802, is amended by deleting subsections (a) and (b) in their entirety and by substituting instead the following:

(a) There is hereby established an Institute for African Affairs which shall operate as a division of Tennessee State University to provide continuing research, information, and assistance regarding the people and nations of Africa.

(b) There shall be appointed by the president of Tennessee State University a person to serve as director of the Institute for African Affairs.

Mr. King moved that Senate Bill No. 417 be placed on the Calendar for Monday, April 20, 1987, which motion prevailed.

House Bill No. 225--Student Assistance Board.

On motion, House Bill No. 225 was made to conform with Senate Bill No. 420.

On motion, Senate Bill No. 420, on same subject, was substituted for House Bill No. 225.

Mr. King moved that Senate Bill No. 420 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes .....	92
Noes .....	4

Representatives voting aye were: Bell, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell,

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Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, May, McAfee, Miller, Montgomery, Moore (Lawrence), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--92.

Representatives voting no were: Bewley, Curlee, Lawson and Moody--4.

A motion to reconsider was tabled.

House Bill No. 41--Government Planning.

On motion, House Bill No. 41 was made to conform with Senate Bill No. 75.

On motion, Senate Bill No. 75, on same subject, was substituted for House Bill No. 41.

Mr. King moved that Senate Bill No. 75 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes .....	94
Noes .....	2

Representatives voting aye were: Bell, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensey, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moore (Lawrence), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--94.

Representatives voting no were: Bewley and Moody--2.

A motion to reconsider was tabled.

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Mr. King moved that Senate Bill No. 78 be placed on the Calendar for Monday, April 20, 1987, which motion prevailed.

House Bill No. 56--Student Loan Program.

On motion, House Bill No. 56 was made to conform with Senate Bill No. 80.

On motion, Senate Bill No. 80, on same subject, was substituted for House Bill No. 56.

Mr. King moved that Senate Bill No. 80 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes .....	95
Noes .....	2

Representatives voting aye were: Bell, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moore (Lawrence), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Wunningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--95.

Representatives voting no were: Bewley and Moody--2.

A motion to reconsider was tabled.

**MESSAGE FROM THE SENATE**

MR. SPEAKER: I am directed to transmit to the House, Senate Bill No.:

411--To regulate Board for Licensing Health Care Facilities; passed by the Senate.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

House Bill No. 215--Health Care Facility Board.

On motion, House Bill No. 215 was made to conform with Senate Bill No. 411.



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On motion, Senate Bill No. 411, on same subject, was substituted for House Bill No. 215.

Mr. King moved that Senate Bill No. 411 be passed on third and final consideration.

Mr. King moved to amend as follows:

**AMENDMENT NO. 1**

Amend Senate Bill No. 411 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

Section \_\_\_\_ Tennessee Code Annotated, Section 68-11-210(b)(5), is amended by deleting the first sentence in its entirety and by substituting instead the following:

(5) All hospitals and nursing homes licensed by the department of health and environment which have obtained accreditation from the joint commission on accreditation of hospitals shall be subject to inspections by the department under subsection (a) of this section in years in which inspection surveys for such accreditation occur.

Mr. King moved to amend Amendment No. 1 as follows:

**AMENDMENT NO. 1 TO AMENDMENT NO. 1**

Amend Amendment No. 1 by deleting the word "shall" in the amendatory language and by substituting instead the word "may".

On motion, Amendment No. 1 to Amendment No. 1 was adopted.

Thereupon, Amendment No. 1, as amended, was adopted.

Thereupon, Senate Bill No. 411, as amended, passed its third and final consideration by the following vote:

Ayes .....	92
Noes .....	2
Present and not voting .....	1

Representatives voting aye were: Bell, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensey, Gaia, Garrett, Harrill, Hassell,

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Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, King, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--92.

Representatives voting no were: Bewley and Kernell--2.

Representative present and not voting was: Swann--1.

A motion to reconsider was tabled.

House Bill No. 216--Alcoholic Beverage Commission.

On motion, House Bill No. 216 was made to conform with Senate Bill No. 412.

On motion, Senate Bill No. 412, on same subject, was substituted for House Bill No. 216.

Mr. King moved that Senate Bill No. 412 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes .....	89
Noes .....	7

Representatives voting aye were: Bell, Bivens, Bragg, Buck, Burnett, Bushing, Cain, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Naifeh, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wood, Yelton and Mr. Speaker Murray--89.

Representatives voting no were: Bewley, Chiles, Harrill, Lawson, Nance, Scruggs and Wolfe--7.

A motion to reconsider was tabled.

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House Bill No. 713--Investment certain public pension.

Mr. Jones, R. (Shelby) moved that House Bill No. 713 be passed on third and final consideration.

Mr. Rhinehart moved to amend as follows:

**AMENDMENT NO. 1**

Amend House Bill No. 713 by deleting it in its entirety and substituting in lieu of the following:

Section 1. Tennessee Code Annotated, Section 8-37-104 is amended by adding the following language as a new subsection:

(c)(1) No new funds paid into, or proceeds generated by the Tennessee Consolidated Retirement System after July 1, 1988, shall knowingly be invested or reinvested in any bank or financial institution that directly, or through its subsidiaries, has outstanding loans to the Republic of South Africa or its instrumentalities. The Treasurer shall rely on a written statement by the chief operating officer of the bank or financial institution with respect to whether the bank or financial institution has outstanding loans to South Africa or its instrumentalities.

(2) No new funds paid into, or proceeds generated by the Tennessee Consolidated Retirement System after July 1, 1988, shall knowingly be invested or reinvested in the stocks, securities, or other obligations of any United States company or firm with direct investments in the Republic of South Africa or its instrumentalities, unless such company or firm is a signatory of the "Sullivan Principles of U.S. Firms With Affiliates in the Republic of South Africa," hereafter referred to as the Sullivan Principles.

(A) For the purposes of this section, the Sullivan Principles shall be those that were in effect on January 1, 1987.

(B) In making a determination of whether a company or firm has direct investments in South Africa or its instrumentalities, the Treasurer shall rely on information reported by the Investor's Responsibility Research Center. In the event that such organization ceases reporting this information, the Treasurer shall rely on the last published list as reported by such organization.

(C) The Republic of South Africa or its instrumentalities shall include:

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(1) The Republic of South Africa and any agency owned or controlled by the government of South Africa;

(2) Any territory under the Administration, legal or illegal, of South Africa; and

(3) The "bantustans" or "homelands" to which South African blacks are assigned on the basis of ethnic origin, including but not limited to the Transkei, Bophuthatswana, the Ciskei, and Venda.

(3) The provisions of this subsection shall not be construed to require withdrawal of funds that were invested in any bank or financial institution prior to July 1, 1988, nor shall they be construed to require divestiture of the stocks, securities, or other obligations of a company or firm if such stocks, securities, or obligations were acquired prior to July 1, 1988; provided, however, that all interest, dividends, and other proceeds generated therefrom shall be invested or reinvested in accordance with the restrictions established by this subsection.

(4) As long as any funds do remain invested in any United States bank, financial institution, company or firm as described in this subsection, a report shall annually, on or before January 31, be filed by the board of trustees of the Tennessee Consolidated Retirement System with the clerk of the Senate and the clerk of the House of Representatives listing all South African-related investments and assets held by the Consolidated Retirement System and the book and market value thereof as of the preceding December 31.

Section 2. This act shall take effect upon passage, the public welfare requiring it.

On motion, the amendment was adopted.

Mr. Jones, R. (Shelby) moved to amend as follows:

**AMENDMENT NO. 2**

Amend House Bill No. 713 by deleting all sections in their entirety and substituting in lieu of the following:

Section 1. Tennessee Code Annotated, Section 8-37-104, is amended by adding the following language as a new subsection:

(c)(1) After July 1, 1988, no funds of the Tennessee Consolidated Retirement System shall remain invested in any bank or financial institution that directly or through its instrumentalities has outstanding

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loans to the Republic of South Africa, and no funds shall remain invested in the stocks, securities, or other obligations of any United States company or firm with direct investments in the Republic of South Africa or its instrumentalities. The Treasurer shall rely on a written statement by the chief operating officer of the bank or financial institution with respect to whether the bank or financial institution has outstanding loans to the Republic of South Africa or its instrumentalities.

(A) In making a determination of whether a company or firm has direct investments in South Africa or its instrumentalities, the Treasurer shall rely on information reported by the Investor's Responsibility Research Center. In the event that such organization ceases reporting this information, the Treasurer shall rely on the last published list as reported by such organization.

(B) The Republic of South Africa or its instrumentalities shall be defined as:

(i) the Republic of South Africa and any agency owned or controlled by the government of South Africa;

(ii) any territory under the administration, legal or illegal, of South Africa; and

(iii) the "bantustans" or "homelands" to which South African blacks are assigned on the basis of ethnic origin, including the Transkei, Bophuthatswana, the Ciskei, and Venda.

(2) Notwithstanding the provisions of subdivision (1), if sound investment policy so requires, the sale of such investments may be distributed over a period not exceeding four (4) years so that not less than one-fourth (1/4) the book value of such investments shall be sold in any one (1) year. So long as any funds remain invested in any bank, financial institution, company or firm referred to in subdivision (1), a report shall annually, on or before January 31, be filed by the board of trustees of the Tennessee Consolidated Retirement System with the clerk of the senate and the clerk of the house of representatives listing all South Africa-related investments held by the fund and their book and market value as of the preceding December 31st.

Section 2. This act shall take effect upon passage, the public welfare requiring it.

Mr. Bragg moved that Amendment No. 2 be tabled, which motion prevailed by the following vote:

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Ayes ..... 49  
Noes ..... 37  
Present and not voting ..... 2

Representatives voting aye were: Bell, Bewley, Bragg, Buck, Chiles, Coffey, Collier, Copeland, Cross, Curlee, Davis (Cocke), Davis (Gibson), Davis (Knox), DePriest, Duer, Frensley, Harrill, Head, Hillis, Hobbs, Holcomb, Holt, Huskey, Ivy, Jared, Lawson, McAfee, Miller, Montgomery, Moody, Naifeh, Nance, Napier, Rhinehart, Ridgeway, Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Swann, Tankersley, Tanner, Webb, Whitson, Winningham, Wix, Wolfe and Wood--49.

Representatives voting no were: Bivens, Burnett, Bushing, Byrd, Cain, Clark, Davidson, DeBerry, Dixon, Drew, Gaia, Hassell, Hawkins, Henry, Herron, Hurley, Jackson, Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, May, Moore (Lawrence), Odom, Peroulas, Phillips, Pruitt, Purcell, Robinson (Davidson), Stallings, Starnes, Turner (Hamilton), West, Williams and Yelton--37.

Representatives present and not voting were: Good and Mr. Speaker Murray--2.

Mr. Burnett moved that House Bill No. 713 be placed on the Calendar for Monday, April 27, 1987, which motion prevailed.

**MESSAGE FROM THE SENATE**

MR. SPEAKER: I am directed to transmit to the House, Senate Bill No.;

816--To regulate parking privileges, handicapped persons; passed by the Senate.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**CONSENT CALENDAR**

House Bill No. 296--Handicapped Drivers.

On motion, House Bill No. 296 was made to conform with Senate Bill No. 772.

On motion, Senate Bill No. 772, on same subject, was substituted for House Bill No. 296.

House Bill No. 224--Tombigbee Waterway.

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On motion, House Bill No. 224 was made to conform with Senate Bill No. 419.

On motion, Senate Bill No. 419, on same subject, was substituted for House Bill No. 224.

House Bill No. 10--Real property--instruments.

On motion, House Bill No. 10 was made to conform with Senate Bill No. 27.

On motion, Senate Bill No. 27, on same subject, was substituted for House Bill No. 10.

House Joint Resolution No. 137--"C.N. Armour Highway".

House Joint Resolution No. 154--Drug/Alcohol abuse in public schools.

House Bill No. 770--Eligibility unemployment compensation.

On motion, House Bill No. 770 was made to conform with Senate Bill No. 335.

On motion, Senate Bill No. 335, on same subject, was substituted for House Bill No. 770.

House Bill No. 607--Solicitation of charitable funds.

House Bill No. 1000--Non-custodial parents.

House Bill No. 544--Elk Regional Resource Authority.

On motion, House Bill No. 544 was made to conform with Senate Bill No. 273.

On motion, Senate Bill No. 273, on same subject, was substituted for House Bill No. 544.

House Bill No. 481--Parking privileges handicapped persons.

On motion, House Bill No. 481 was made to conform with Senate Bill No. 816.

On motion, Senate Bill No. 816, on same subject, was substituted for House Bill No. 481.

House Bill No. 11--Public records commission.

On motion, House Bill No. 11 was made to conform with Senate Bill No. 358.

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On motion, Senate Bill No. 358, on same subject, was substituted for House Bill No. 11.

House Bill No. 641--Time-Share Act.

On motion, House Bill No. 641 was made to conform with Senate Bill No. 327.

On motion, Senate Bill No. 327, on same subject, was substituted for House Bill No. 641.

House Resolution No. 30--Honoring Reverend James E. Smith.

House Joint Resolution No. 232--Honoring Mary Sue Leach.

House Joint Resolution No. 233--Honoring Henry County's 4-H Clubs.

House Joint Resolution No. 235--Honoring MSU Player John Wilfong.

House Joint Resolution No. 236--Honoring MSU Player Sylvester Gray.

House Joint Resolution No. 237--Honoring MSU Player Vincent Askew.

House Joint Resolution No. 238--Honoring MSU Player Dwight Boyd.

House Joint Resolution No. 239--Honoring MSU Coach Larry Finch.

House Joint Resolution No. 240--Honoring MSU Player Rodney Douglas.

House Joint Resolution No. 241--Honoring MSU Player Kenneth Moody.

House Joint Resolution No. 242--Honoring Cosby High School boys' basketball.

House Joint Resolution No. 244--Honoring Coach Rick Walker.

House Bill No. 1264--Public Roads Cheatham County.

House Bill No. 1265--Charter of Humboldt.

Mr. Phillips moved that all House and Senate Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions on the Consent Calendar be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes .....	96
Noes .....	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier,



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Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moore (Lawrence), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--96.

A motion to reconsider was tabled.

**HOUSE BILL ON SENATE AMENDMENT**

House Bill No. 191--Issuance of license plates.

**SENATE AMENDMENT NO. 1**

AMEND House Bill No. 191 by substituting for Section 16 thereof the following:

SECTION 16. Tennessee Code Annotated, Section 55-4-303, is amended in subsection (e) by deleting the language "owner" and by substituting instead the language "owner or the lessee".

**SENATE AMENDMENT NO. 2**

AMEND House Bill No. 191 by renumbering Sections 17 and 18 as Sections 18 and 19, respectively, and by inserting new Section 17 as follows:

Tennessee Code Annotated, Section 55-4-303 is further amended in subsection (c) by deleting the subsection in its entirety and by substituting instead the following:

"Personalized motor vehicle registration plates shall be of the same size as regular passenger motor vehicle or motorcycle license plates, but may be of a different color or design."

Mr. Purcell moved that the House concur in Senate Amendment No. 1 and 2, which motion prevailed by the following vote:

Ayes .....	95
Noes .....	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis

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(Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Naifeh, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--95.

A motion to reconsider was tabled.

**HOUSE BILL ON SENATE AMENDMENT**

House Bill No. 375--Practice of psychology.

**SENATE AMENDMENT NO. 3**

Amend House Bill No. 375 by deleting Section 1(3) in its entirety.

Mr. West moved that the House non-concur in Senate Amendment No. 3, which motion prevailed.

**MESSAGE FROM THE SENATE**

MR. SPEAKER: I am directed to return Senate Bill No. 22, as requested.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**FURTHER CONSIDERATION OF SENATE BILL NO. 22**

Senate Bill No. 22--State Board of Accountancy.

Mr. King moved that the motion to reconsider Senate Bill No. 22 be lifted from the table, which motion prevailed.

Mr. King moved that the House reconsider its action in passing Senate Bill No. 22 on third and final consideration, as amended, which motion prevailed.

Mr. King moved to amend as follows:

**AMENDMENT NO. 6**

Amend Senate Bill No. 22 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

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Section \_\_. Tennessee Code Annotated, Section 62-1-108, is amended by deleting subdivision (3) in its entirety and by substituting instead the following:

(3)(A) Such certificate shall not entitle the applicant to engage in the practice of public accountancy until the applicant has acquired at least two (2) years of experience in public accounting under supervision of a certified public accountant or three (3) years of other accounting experience satisfactory to the board.

(B) Continuing education requirements pursuant to Section 62-1-111 and Section 62-1-117 shall not apply to the holder of a certificate pursuant to this subsection.

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 22, as amended, passed its third and final consideration by the following vote:

Ayes .....	93
Noes .....	0

Representatives voting aye were: Bell, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DePriest, Dixon, Drew, Duer, Ellis, Frensey, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--93.

A motion to reconsider was tabled.

Mr. Phillips moved that the rules be suspended for the purpose of passing House Bill No. 1272 on first consideration, which motion prevailed.

House Bill No. 1272--Bedford County Superintendent--By Phillips.

Ms. Gaia moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 268 out of order, which motion prevailed.

House Joint Resolution No. 268--Honoring Coach Charles Leonard--By Gaia, Turner, L. (Shelby), Nance, Kernell, Cain, DeBerry, Byrd, Kent, Hassell, Shirley, Jones, R. (Shelby), Dixon, Jones, U. (Shelby) and Williams.

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On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Ms. Gaia, the resolution was adopted.

A motion to reconsider was tabled.

**NOTICE PURSUANT TO RULE NO. 59**

Pursuant to Rule No. 59, sponsors gave notice of their intentions to consider the following measures from the Senate on Wednesday, April 15, 1987:

House Bill No. 137--Scruggs

House Bill No. 423--Rhinehart

**MESSAGE FROM THE SENATE**

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution No.:

160--Relative to naming bridge, Shelby A. Rhinehart; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

Mr. Jared moved that the rules be suspended for the purpose of introducing Senate Joint Resolution No. 160 out of order, which motion prevailed.

Senate Joint Resolution No. 160--Naming bridge, Shelby A. Rhinehart.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. Jared, the resolution was concurred in.

A motion to reconsider was tabled.

**MESSAGE FROM THE SENATE**

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos.:

152--To congratulate East Robertson High School boys' basketball team;

155--To honor Reverend W. R. Jimerson, Sr.; both adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

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Mr. Davidson moved that the rules be suspended for the purpose of introducing Senate Joint Resolution No. 152 out of order, which motion prevailed.

Senate Joint Resolution No. 152--Congratulating East Robertson High School basketball team.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. Davidson, the resolution was concurred in.

A motion to reconsider was tabled.

Ms. Turner (Hamilton) moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 266 out of order, which motion prevailed.

House Joint Resolution No. 266--Congratulating Red Bank High School, Chattanooga--By Turner (Hamilton).

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Ms. Turner (Hamilton), the resolution was adopted.

A motion to reconsider was tabled.

### **BILLS RE-REFERRED**

On motion of Ms. Williams, House Bill No. 338 was recalled from the Committee on Commerce.

On motion of Ms. Williams, House Bill No. 338 was re-referred to the Committee on Judiciary.

Mr. Yelton moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 267 out of order, which motion prevailed.

House Joint Resolution No. 267--Create Joint Committee on Annexation--By Yelton, Holcomb, Collier, Ridgeway, Hurley, Davis (Knox), Severance, Peroulas, Hawkins, Curlee, Kent, Cain, Byrd, Harrill, Bivens, Crain, Williams, Stallings, Hurley, Gaia, Moore (Lawrence), Holt, Davis (Gibson), Ivy, Napier, Duer, Copeland, Scruggs, Drew, Winningham, Bell, Moody, Jones, R. (Shelby), DeBerry, Burnett, Turner, L. (Shelby), Frensey, Swann, Dixon, Bushing, Odom, Wheeler, Rhinehart, Jared, Shirley, Nance, Hassell, Ussery, Tankersley, Wolfe and Lawson.

The Speaker referred House Joint Resolution No. 267 to the Committee on State and Local Government.

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Ms. DeBerry moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 270 out of order, which motion prevailed.

House Joint Resolution No. 270--GED examination--By DeBerry.

The Speaker referred House Joint Resolution No. 270 to the Committee on Education.

Mr. Jones, R. (Shelby) moved that the rules be suspended for the purpose of introducing Senate Joint Resolution No. 155 out of order, which motion prevailed.

Senate Joint Resolution No. 155--Honoring Reverend W. R. Jimerson, Sr.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. Jones, R. (Shelby), the resolution was concurred in.

A motion to reconsider was tabled.

### **REQUEST TO WITHDRAW NAME AS SPONSOR**

MR. CLERK:

I wish to withdraw my name as sponsor of House Bill No. 1273.

Representative Clark

I wish to withdraw my name as sponsor of House Bill No. 1274.

Representative Clark

### **INTRODUCTION OF RESOLUTIONS**

House Resolution No. 31--Congratulate Dyersburg High School boys basketball team--By Holt.

Under the rules, House Resolution No. 31 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 247--Parkinson's Awareness week--By Bushing.

Under the rules, House Joint Resolution No. 247 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 248--Commending WATE in Knoxville--By Drew.

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Under the rules, House Joint Resolution No. 248 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 249--Trustee's commission education funds--By Bivens and Davidson.

The Speaker referred House Joint Resolution No. 249 to the Committee on Education.

House Joint Resolution No. 250--Career ladder status--By Whitson.

The Speaker referred House Joint Resolution No. 250 to the Committee on Education.

House Joint Resolution No. 251--Study enhanced extended contract programs--By Whitson.

The Speaker referred House Joint Resolution No. 251 to the Committee on Education.

House Joint Resolution No. 255--Enact Arctic National Wildlife Refuge oil--By Tanner, Burnett, Wheeler, Kisber, Ridgeway, Robinson (Washington), Byrd, Coffey, Stallings, Hillis, Naifeh, Robinson (Davidson), Moody, Jones, R. (Shelby), Scruggs, Montgomery and West.

The Speaker referred House Joint Resolution No. 255 to the Committee on Conservation and Environment.

House Joint Resolution No. 256--State aid, handicapped and disabled--By Turner (Hamilton).

The Speaker referred House Joint Resolution No. 256 to the Committee on General Welfare.

House Joint Resolution No. 257--Honoring Gloria Sutton--By Turner (Hamilton).

Under the rules, House Joint Resolution No. 257 was referred to the Committee on Calendar and Rules.

## **SENATE JOINT RESOLUTIONS**

### **(Congratulatory and Memorializing)**

Senate Joint Resolution No. 140--Honoring Frances Coe.

Under the rules, Senate Joint Resolution No. 140 was referred to the Committee on Calendar and Rules.

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Senate Joint Resolution No. 141--Honoring Dorothy Puggy.

Under the rules, Senate Joint Resolution No. 141 was referred to the Committee on Calendar and Rules.

Senate Joint Resolution No. 142--Honoring Susie Bryant.

Under the rules, Senate Joint Resolution No. 142 was referred to the Committee on Calendar and Rules.

### **SENATE BILLS ON FIRST CONSIDERATION**

Senate Bills Nos. 328, 408, 869, 1004, 1018, 1051 and 1062.

Passed first consideration.

### **HOUSE BILLS ON SECOND CONSIDERATION**

House Bill No. 1267--Charter of Loudon--By Stafford.

Passed second consideration and held without reference.

House Bill No. 1268--Outdoor advertising--By Whitson.

Passed second consideration and referred to Committee on Transportation.

House Bill No. 1269--Williamson County Highway Dept.--By Frensley and Hobbs.

Passed second consideration and held without reference.

House Bill No. 1270--General Session Court Lauderdale County--By Crain and Stallings.

Passed second consideration and referred to Committee on Judiciary.

### **SECOND ROLL CALL**

The roll call was taken with the following results:

Present . . . . . 97

Representatives present were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent,



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Kernell, King, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--97.

**MESSAGE FROM THE SENATE**

MR. SPEAKER: I am directed to return Senate Bill No. 1173, as requested.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**MESSAGE FROM THE SENATE**

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos.

122--Relative to study, AIDS;

131--Relative to naming State Highway 12, "Cumberland Gap Parkway";

144--Relative to honoring Miss Louise Murphy;

145--Relative to commending, Dave Loggins; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**MESSAGE FROM THE SENATE**

MR. SPEAKER: I am directed to transmit to the House, Senate Bill No.

640--To regulate real estate broker's rules; passed by the Senate.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**ENGROSSED BILLS**

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bills Nos. 554, 607, 953, 1000, 1264 and

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1265; and House Joint Resolutions Nos. 137, 154, 232, 233, 235, 236, 237, 238, 239, 240, 241, 242, 244, 266 and 268; and find same correctly engrossed and ready for transmission to the Senate.

MARILYN EVELYN HAND,  
Chief Engrossing Clerk.

**MESSAGE FROM THE SENATE**

MR. SPEAKER: I am directed to return to the House, House Bills Nos. 263, 391, 661, 665, 773, 894, 939, 1010 and 1221; and substituted for Senate Bills on same subject and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**ENGROSSED BILLS**

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Joint Resolutions Nos. 258 and 259; and find same correctly engrossed and ready for transmission to the Senate.

MARILYN EVELYN HAND,  
Chief Engrossing Clerk.

**MESSAGE FROM THE SENATE**

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos. 2, 25, 26, 91, 92, 93, 192, 201, 202, 203, 206, 207, 208, 227, 228, 234, 258 and 259; all concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**MESSAGE FROM THE SENATE**

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos.:

89--To regulate Employee Suggestion Advisory Board;

141--To regulate production, oil and gas;

552--To regulate communication, psychiatrists;

678--To regulate utility districts;

907--To extend present evaluation, certain residential owners;

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971--To authorize identifying driver's license for insulin dependent diabetics;

1002--To regulate judges' equity reform;

1252--To amend Tennessee County Uniform Highway Law;

1253--To regulate rights between transferee of decedent and purchaser; all passed by the Senate.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**MESSAGE FROM THE SENATE**

MR. SPEAKER: I am directed to return to the House, House Bill No.:

636--Mental Health-Mental Retardation License Law Reform Act; substituted for Senate Bill on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**MESSAGE FROM THE SENATE**

MR. SPEAKER: I am directed to return to the House, House Bill No.:

603--Sewage disposal systems; substituted for Senate Bill on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**MESSAGE FROM THE SENATE**

MR. SPEAKER: I am directed to return to the House, House Bill No.:

196--Not-for-Profit Corporations; substituted for Senate Bill on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**REPORT OF COMMITTEE ON CALENDAR AND RULES**

MR. SPEAKER: Your Committee on Calendar and Rules begs leave to report that we have met and set the following bills on the Calendar

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for Wednesday, April 15, 1987: House Bills Nos. 1043, 1112, 808, 810, 1113, 932, 998, 1001, 543, 546, 642, 784, 507, 633, 628, 616, 359, 1182, 908, 907, 909 and 922.

PHILLIPS, Chairman.

### **LOCAL BILLS TRANSMITTED TO CALENDAR AND RULES**

In accordance with Rule No. 48, the following local bills, having received authorization for passage by the local legislative delegation, were transmitted to the Committee on Calendar and Rules: House Bills Nos. 1267 and 1269.

### **REPORT OF COMMITTEE ON CALENDAR AND RULES CONSENT CALENDAR**

MR. SPEAKER: The officers of your Committee on Calendar and Rules beg leave to report that we have met and set the following bills on the Consent Calendar for Wednesday, April 15, 1987: House Resolution No. 31; House Joint Resolutions Nos. 247, 248, 257; House Bills Nos. 1267, 1269; and Senate Joint Resolutions Nos. 140, 141 and 142.

PHILLIPS, Chairman.

On motion of Mr. Hawkins, House Joint Resolution No. 171 was recalled from the Governor's Office.

### **SPONSORS ADDED**

Without objection, the rules were suspended to allow the following members to add their names as sponsors to the bills as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 178--Winningham, Naifeh and Bell

House Bill No. 186--DeBerry

House Bill No. 607--Peroulas

House Bill No. 713--Drew, Turner, L. (Shelby), DeBerry, Jones, U. (Shelby), King, Robinson (Hamilton), Love, Dixon and Pruitt

### **MESSAGE FROM THE SENATE**

MR. SPEAKER: I am directed to return to the House, House Bill No.:

191--Issuance of license plates; substituted for Senate Bill on same subject, amended and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

On motion of Mr. Naifeh, the House adjourned until 2:00 p.m., Wednesday, April 15, 1987.